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Arizona Corporation Commission

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AZ CORP COMMISSION
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BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE
APPLICATION OF THE TOWN OF
GILBERT TO UPGRADE A CROSSING
OF THE UNION PACIFIC RAILROAD
AT HIGLEY ROAD IN THE TOWN OF
GILBERT, MARICOPA COUNTY,
ARIZONA, AAR/DOT NO. 741-830-Y.

DOCKET NO. RR-03639A-10-0208

TOWN OF GILBERT'S MOTION TO
EXTEND TIME FOR COMPLETING
RAILROAD CROSSING IMPROVEMENTS
APPROVED IN DECISION NO. 71904

The Town of Gilbert ("Gilbert"), by and through undersigned counsel, hereby moves the Arizona Corporation Commission ("Commission") to extend the time for completing improvements to the Union Pacific Railroad crossing at Higley Road in the Town of Gilbert, Maricopa County Arizona, at USDOT No. 741-830-Y (the "Higley Crossing") for two years to and including December 27, 2013.

By Decision No. 71904, dated September 28, 2010, the Commission authorized various improvements to the Higley Crossing including, without limitation, widening from 2 to 6 lanes and installing a 16 foot wide median, new warning devices, new cantilevers, new automatic gates and bells and a new constant warning time circuitry. (FF #2). The improvements to the Higley Crossing are part of general improvements proposed to Higley Road by Gilbert. (FF#3). At the time the Decision was entered, the Town and UPRR anticipated the Higley Crossing would be completed by December 27, 2011(i.e., within fifteen months of the effective date of the Decision). However, due to issues related to securing necessary easements immediately adjacent to the Higley Crossing (a predicate to finalizing design and commencing construction), the general

1 economic slowdown, and the need to time closures of the Higley Crossing and roadway so as to
2 minimize disruption of the school district (its bus terminal is adjacent to this crossing), it is
3 currently projected that construction will be scheduled during the school district's 2012 – 2013
4 Winter Intercession. However, if that time frame is not met, construction may not commence until
5 the summer of 2013 and completion could stretch to the winter of 2013.

6
7 Wherefore, Gilbert respectfully requests a two year extension of time to complete
8 the Higley Crossing to December 27, 2013.

9 DATED this 18th day of November, 2011.

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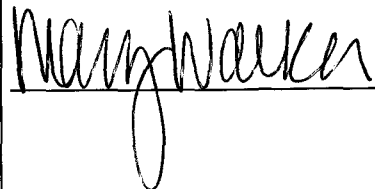
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